

## Message Text

CONFIDENTIAL

PAGE 01 BERN 05218 180907Z

20

ACTION L-03

INFO OCT-01 EUR-12 ISO-00 JUSE-00 SCA-01 /017 W

----- 081071

R 171453Z DEC 75G

FM AMEMBASSY BERN

TO SECSTATE WASHDC 1863

C O N F I D E N T I A L BERN 5218

EO 11652: GDS

TAGS: CFED (SPARTALIS/TIDAL MARINE INVESTIGATION), SZ

SUBJ: GREGORY SPARTALIS/TIDAL MARINE INVESTIGATION

REF: A) STATE A-6556 OF AUG 19, 1974;

B) BERN 3185 OF AUG 23, 1974

C) BERN 5130

D) KLINGAMAN-HIGGINS TELECON DEC 16, 1975

1. EMBASSY HAS CONSIDERED PROPOSAL (REF D) THAT LETTERS ROGATORY IN THIS CASE BE SUBMITTED FOR A THIRD TIME OR THAT SUBPOENA BE SENT ON CREDIT SUISSE'S N.Y. BRANCH TO COMPLE PRODUCTION OF RECORDS FROM CU'S ZURICH OFFICE.

2. IN LIGHT OF INFORMATION AVAILABLE LOCALLY EMBASSY BELIEVES THAT IF LETTERS ROGATORY WERE SUBMITTED A THIRD TIME IT IS NOT, RPT NOT, LIKELY THAT THEY WOULD PRODUCE A POSITIVE RESPONSE DROM CREDIT SUISSE UNLESS INFO SUGGESTED PARA 2 REF B CONCERNING ROLE OF SABINE EVRIPEOU COULD BE PROVIDED IN LATEST VERSION OF LETTERS ROGATORY.

3. IN REF B EMBASSY RECOMMENDED THAT NO, RPT NO, ATTEMPT BE MADE TO SERVE SUBPOENA ON CS N. Y. BRANCH BECAUSE OF POSSIBLE HARM THIS COULD DO TO THEN PENDING JAT RATIFICATION AND IMPLEMENTING LEGISLATION. JAT HAS SINCE BEEN RATIFIED AND IMPLEMENTING LEGISLATION PASSED. HOWEVER, FINAL EXCHANGE OF NOTES REGARDING EVIDENTIARY PROVIDIONS OF TREATY HAS NOT, RPT NOT, BEEN COMPLETED AS EMBASSY AWAITING AUTHORIZATION (REF C) FROM DEPT TO EXCHANGE NOTES.

CONFIDENTIAL

CONFIDENTIAL

PAGE 02 BERN 05218 180907Z

4. ONCE EXCHANGE OF NOTES COMPLETED, EMBASSY WOULD HAVE NO,  
RPT NO, OBJECTION TO SERVING OF SUBPOENA ON CREDIT SUISSE  
N.Y. BRANCH IF JUSTICE DEPT FORESEES STRONG POSSIBILITY  
THAT SUCH ACTION WOULD IN FACT LEAD TO PRODUCTION OF SOUGHT  
RECORDS. SERVIGHOF SUBPOENA WOULD UNDOUBTEDLY RAISE SOME  
DIFFICULTIES IN US-SWISS RELATIONS BUT EMBASSY ANTICIPATES  
THAT THESE WOULD BE MANAGEABLE.  
ODELL

CONFIDENTIAL

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** n/a  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 17 DEC 1975  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** CunninFX  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1975BERN05218  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** GS  
**Errors:** N/A  
**Film Number:** D750439-1127  
**From:** BERN  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1975/newtext/t19751233/aaaabcrl.tel  
**Line Count:** 69  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ACTION L  
**Original Classification:** CONFIDENTIAL  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** CONFIDENTIAL  
**Previous Handling Restrictions:** n/a  
**Reference:** 75 STATE A-6556  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** CunninFX  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 20 JUN 2003  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <20 JUN 2003 by izenbei0>; APPROVED <07 NOV 2003 by CunninFX>  
**Review Markings:**

Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
06 JUL 2006

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** GREGORY SPARTALIS/TIDAL MARINE INVESTIGATION  
**TAGS:** CFED, SZ  
**To:** STATE  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006